

PTO/SB/31(06-03)

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NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

Docket Number (Optional)

100718-354 / Belersdorf 750-KGB

**RECEIVED
CENTRAL FAX CENTER****CERTIFICATE OF FACSIMILE TRANSMISSION**In re Application of
Inge KRUSE et alI hereby certify that this correspondence is being transmitted via facsimile to the United States Patent and Trademark Office on the 11TH day of December 2003.Application Number
09/980,388Filed
April 3, 2002

Jennifer Archer

For
Use of Ascorbic Acid and One More FlavoneArt Unit
1617Examiner
Theodore J. Criares**DEC 11 2003
OFFICIAL**Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner dated July 11, 2003, finally rejecting claims 11-27.

The fee for this Notice of Appeal is (37 CFR 1.17(b))

\$ 330.00 ☐

Applicant claims small entity status. See

37 CFR 1.26. Therefore, the fee amount shown above is reduced by half, and the resulting fee is: \$.

- ☐ A check in the amount of the fee is enclosed.
- ☐ Payment by credit card. Form PTO-2038 is attached.
- ☐ The Director has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.
- ☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account Number 14-1263. I have enclosed a duplicate copy of this sheet.
- ☒ A petition for an extension of time under 37 CFR 1.36(a) (PTO/SB/22) is enclosed.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

I am the

- ☐ applicant/inventor.
- ☐ assignee of record of the entire interest. See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96).
- ☐ attorney or agent of record. Registration _____
- ☒ attorney or agent under 37 CFR 1.34(a). Registration number if acting under 37 CFR 1.34(a) 27.552

December 11, 2003

Date

(212) 808-0700

Telephone Number

Signature

WILLIAM C. GERSTENZANG

Typed or printed name

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

☐ Total of _____ forms are submitted.

This collection of information is required by 37 CFR 1.3. This information is required to obtain or retain a benefit by the public which is to be filed (and by the USPTO to process) an application. Confidentiality is required by 35 U.S.C. 122 and 37 CFR 1.14. This collection is extended to 180 days to comply, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1459 Alexandria, VA 22313-1459. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1459, Alexandria, VA 22313-1459.

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